

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Julie Bagoye, Assistant Clerk/Administrator, by Shandra Santana, Deputy Clerk.

F044880 People v. Benyamini

Cause called and argued by Randi Covin, Esq., counsel for appellant. Susan R. Bunting, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

Court recessed until Wednesday, August 17, 2005 at 10:00 A.M.

F044837 Yeager et al. v. Fleet Mortgage Corporation et al.

The judgment is affirmed. Dibiaso, Acting P.J.

We concur: Wiseman, J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045987 People v. Reed

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F045987 People v. Reed

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046576 Nelson v. Nelson

Appellant's petition for rehearing filed herein is denied.

F045642 Diaz v. Bailey's Air Conditioning and Heating, Inc. et al.

The above-entitled case is submitted.

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F047914 In re Aryanna W., a Minor

No brief or request for extension of time having been filed, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F048282 Modesta V. v. The Superior Court of Madera County; Madera County Dept. of Public Welfare

Pursuant to the terms of this court's order of August 5, 2005, and the failure of any party to request oral argument, the oral argument date of September 1, 2005, is vacated.

This matter is deemed submitted on the date of this order.

F047146 People v. Leon

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F047146 People v. Leon

The judgment is modified by striking the \$400 restitution fine imposed on November 15 and reducing to \$200 the parole revocation fine. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment in accordance with this disposition and deliver it to the Department of Corrections.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045952 In re Jorge L., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F045952 In re Jorge L., a Minor

The judgment is modified to provide that appellant's maximum period of confinement is three years, less 38 days predisposition credit. As modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045354 People v. Eddington

Appellant's petition for rehearing filed herein is denied.

F048196 Maricela A. v. The Superior Court of Kings County; Kings County Human Services Agency

Pursuant to the terms of this court's order of August 5, 2005, and the failure of any party to request oral argument, the oral argument date of September 1, 2005, is vacated. This matter is deemed submitted on the date of this order.

F040771 Hernandez v. Gonzalez et al.

F042412 Hernandez v. Gonzalez et al.

On its own motion, the court vacates the consolidation order filed on April 11, 2003, consolidating case Nos. F040771 and F042412. All pleadings hereafter shall be filed in the case number assigned prior to the consolidation order.

F044121 In re Josiah Z. et al., Minors

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.